

**10/20/20 BOARD MEETING—ITEM 6  
CHANGE SHEET #1 (CIRCULATED 10/16/20)**

Board Item 6 relates to the Clean Water Act Section 303(d) List for the North Coast Region and the 303(d) Portion of the 2018 California Integrated Report. The revisions to the Resolution being considered for this item are shown below in blue underline.

**Resolution:**

Insert a new subclause (b) to recital 10 (and renumber existing subclauses (b) and (c)) as follows:

10. The State Water Board is administering the listing process for the North Coast Regional Water Board in accordance with section 6.2 of the Listing Policy.

b. After reviewing public comments on the proposed draft 303(d) list for the North Coast Region and distributing written responses and the proposed final staff report, staff identified numerous concerns with the listing decisions pertaining to bacteria in waterbodies in the Russian River watershed. Therefore, the bacteria listing decisions for all of the Russian River waterbodies will remain as identified in the 2014-2016 California Integrated Report to afford adequate time for staff and stakeholders to review any proposed changes off-cycle during the 2020/2022 California Integrated Report listing cycle. The State Water Board will reassess the waterbodies in the Russian River watershed for bacteria during the 2020/2022 listing cycle.

Insert a new recital 14 (and renumber the existing recital 14) as follows:

14. The section 303(d) list adopted by the San Francisco Bay Regional Water Board contains listing recommendations for the lower Los Gatos Creek as impaired for temperature for the cold freshwater habit ("COLD") and migration of aquatic organisms ("MIGR") beneficial uses. The temperature evaluation guidelines are based on temperatures that support salmonids in the Pacific Northwest, including California, and have been used to support temperature assessments in the San Francisco Bay, North Coast, and Central Valley regions for numerous integrated reporting cycles approved by U.S. EPA. The Santa Clara Valley Water District ("Valley Water") intends to fund and complete a temperature study for waterbodies with steelhead fisheries affected by Valley Water operations. Valley Water intends to coordinate with the San Francisco Regional Water Board and interested stakeholders in the development of the temperature study and complete the study by approximately January 2023. If the San Francisco Bay Regional Water Board determines the regional temperature study meets the requirements of the Listing Policy applicable to selecting an evaluation guideline to interpret the narrative water quality objectives, the San Francisco Bay Regional Board may use the study to reassess the Los Gatos Creek temperature listing in a subsequent cycle. The Regional Water Board has assigned a lower priority for the development of a

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TMDL for the temperature listing. The State Water Board expects that the TMDL project would not commence until after the Regional Water Board has an opportunity to evaluate whether the regional temperature study should be used to re-assess the attainment of temperature water quality standards in Los Gatos Creek. If the study results in an appropriate evaluation guideline, the State Water Board expects the Los Gatos Creek would be re-assessed for temperature in the subsequent listing cycle for which the Regional Water Board is on-cycle.

Revise resolve clause 1 as follows:

The State Water Board:

1. Adopts the 303(d) list for the North Coast Region on behalf of the North Coast Regional Water Board for inclusion into the 2018 California Integrated Report, with the exception of the bacteria listing decisions for the waterbodies in the Russian River watershed. Before submitting the 2018 California Integrated Report to U.S. EPA, staff is directed to make conforming changes to the 303(d) list for the North Coast Region and the supporting documents to exclude the bacteria listing decisions for the waterbodies in the Russian River watershed. State Water Board staff is directed to reassess the waterbodies in the Russian River watershed for bacteria during the 2020/2022 listing cycle.